

**IN THE FEDERAL COURT OF AUSTRALIA
DISTRICT REGISTRY**

N1260 OF 2002

**MICROSOFT CORPORATION
First Applicant**

**MICROSOFT PTY LIMITED
Second Applicant**

**INTERTRUST TECHNOLOGIES
CORPORATION
Respondent**

JUDGE: LINDGREN J

DATE OF ORDER: 20 May 2004

WHERE MADE: SYDNEY

SHORT MINUTES OF ORDER:

By consent, the Court makes the following orders:

1. That the proceeding be dismissed to the intent that the dismissal shall preclude the applicant from bringing a fresh proceeding for a declaration that Australian Patent No. 728776 is invalid or seeking in any proceeding revocation of that Patent, or again seeking such a declaration or order of revocation.
2. That all previous costs orders made in these proceedings be vacated.
3. That each party bear its own costs of and incidental to these pleadings.

Note: Settlement and entry of orders is dealt with in Order 36 of the Federal Court Rules.



FEDERAL COURT OF AUSTRALIA

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Justice Lindgren's Chambers
Law Courts Building
Queens Square
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By facsimile

To Kathryn Everett/ Ben Lasky (Freehills);
Kim O'Connell (Mallesons Stephen Jaques)

Fax no (02) 9322 4000 / (02) 9296 3999

From Jacqueline Phillips, Associate to Lindgren J

Date 20 May 2004 **No. of pages** 2 (including this page)

Subject Microsoft Corporation & Anor v Intertrust Technologies Corporation (N1260/2002) Orders

I refer to the fax received earlier today from Kathryn Everett and Ben Lasky of Freehills. Please see attached consent orders made in Chambers by Justice Lindgren today.

If you have any questions in relation to these orders, please contact me by phone on (02) 9230 8454 or e-mail at Jacqueline.Phillips@fedcourt.gov.au.

Yours sincerely,

A handwritten signature in cursive script, appearing to read 'J Phillips'.

Jacqueline Phillips
Associate to Justice Lindgren